

**SUBSTITUTE DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, We hereby declare that: Our residence, mailing address, and citizenship are as stated below next to our names. We believe we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:



the application of which

is attached hereto

**USE OF IMMUNOMODULATING AGENTS**

OR

was filed on October 28, 1999 as United States Application Number or PCT International Application Number 09/428,458 (Conf. No. 4681), and was amended on October 28, 1999, August 28, 2001, June 19, 2002, January 10, 2003; and November 6, 2003 (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

| Prior Application Number(s) | Country | Filing Date    | Priority Claimed                    |                          |
|-----------------------------|---------|----------------|-------------------------------------|--------------------------|
|                             |         |                | Yes                                 | No                       |
| NO 971997                   | NORWAY  | April 29, 1997 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

We hereby claim benefit under 35 United States Code §119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date |
|-----------------------|-------------|
|-----------------------|-------------|

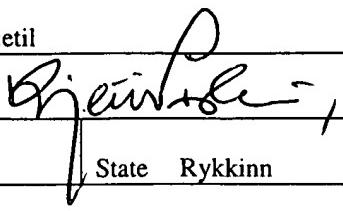
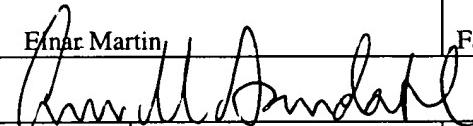
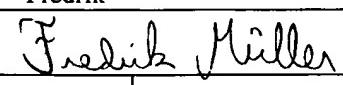
We hereby claim benefit under 35 United States Code §120 of any United States application(s) or §365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, We acknowledge our duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Prior U.S. or International Application Number(s) | U.S. or International Filing Date | Status    |
|---|-----------------------------------|-----------|
| PCT/NO98/00134                                    | April 29, 1998                    | Published |

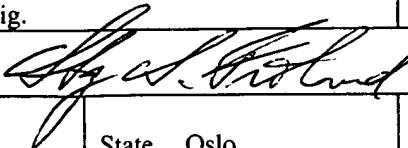
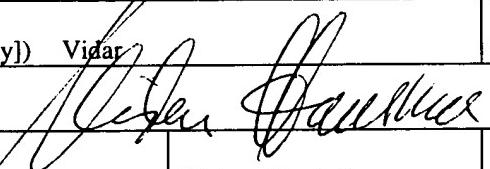
We hereby appoint all attorneys of **SUGHRUE MION, PLLC** who are listed under the USPTO Customer Number shown below as our attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

WASHINGTON OFFICE  
23373  
CUSTOMER NUMBER

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|  |  |  |  |
|--|--|--|--|
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